

HOUSE BILL No. 1730

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-19.

Synopsis: Child passenger restraint systems. Provides that, with certain exceptions, a person who operates a vehicle in which there is a child less than five years of age who is not properly fastened and restrained by a child passenger restraint system commits a Class D infraction. (Current law applies to the operation a motor vehicle in which there is a child less than four years of age who is not properly fastened and restrained.)

Effective: July 1, 2001.

Atterholt, Cook, Welch

January 17, 2001, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1730

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-19-10-2.5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2.5. A person who
3 operates a passenger motor vehicle that is equipped with a safety belt
4 meeting the standards stated in the Federal Motor Vehicle Safety
5 Standard Number 208 (49 CFR 571.208) in which there is a child
6 commits a Class D infraction if:

7 (1) the child is at least ~~four (4)~~ **five (5)** years of age but less than
8 twelve (12) years of age; and

9 (2) the child is not properly fastened and restrained by:

10 (A) a child passenger restraint system; or

11 (B) a safety belt.

12 SECTION 2. IC 9-19-11-2 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. A person who
14 operates a motor vehicle in which there is a child less than ~~four (4)~~ **five**
15 **(5)** years of age who is not properly fastened and restrained by a child
16 passenger restraint system commits a Class D infraction, unless it is
17 reasonably determined that the child will not fit in a child passenger

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1 restraint system.
2 SECTION 3. IC 9-19-11-3 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. A person who
4 operates a motor vehicle in which there is a child commits a Class D
5 infraction if:
6 (1) the child is less than ~~four (4)~~ **five (5)** years of age and it is
7 reasonably determined that the child will not fit in a child restraint
8 system; and
9 (2) the child is not properly fastened and restrained by a safety
10 belt.

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